



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

NOTICE OF ALLOWANCE AND ISSUE FEE DUE

0432/0705

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APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
09/133,615	08/13/98	001	GARBE, S	07/05/00
First Named Applicant	JOHNSON, 35 USC 154(b) term ext. = 0 Days.			

TITLE OF INVENTION FASTENER TAPE MATERIAL, BAG UTILIZING FASTENER TAPE MATERIAL, AND METHOD OF MANUFACTURE THEREOF

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
3	10172-9013-X	333-210.000	037 UTILITY	YES	\$605.00	10/05/00

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED.

THE ISSUE FEE MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED.

HOW TO RESPOND TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

- A. If the status is changed, pay twice the amount of the FEE DUE shown above and notify the Patent and Trademark Office of the change in status, or
- B. If the status is the same, pay the FEE DUE shown above.

If the SMALL ENTITY is shown as NO:

- A. Pay FEE DUE shown above, or
- B. File verified statement of Small Entity Status before, or with, payment of 1/2 the FEE DUE shown above.

II. Part B-Issue Fee Transmittal should be completed and returned to the Patent and Trademark Office (PTO) with your ISSUE FEE. Even if the ISSUE FEE has already been paid by charge to deposit account, Part B Issue Fee Transmittal should be completed and returned. If you are charging the ISSUE FEE to your deposit account, section "4b" of Part B-Issue Fee Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give application number and batch number. Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PATENT AND TRADEMARK OFFICE COPY

#13/E

Notice of AllowabilityApplication No.
09/133,615Applicant(s)
JohnsonExaminer
Stephen P. GarbeGroup Art Unit
3727

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance and Issue Fee Due or other appropriate communication will be mailed in due course.

☒ This communication is responsive to June 14, 2000

☒ The allowed claim(s) is/are 85

☐ The drawings filed on _____ are acceptable.

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been
☐ received.

☐ received in Application No. (Series Code/Serial Number) _____

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

☒ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

A SHORTENED STATUTORY PERIOD FOR RESPONSE to comply with the requirements noted below is set to EXPIRE **THREE MONTHS** FROM THE "DATE MAILED" of this Office action. Failure to timely comply will result in ABANDONMENT of this application. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

☐ Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION, PTO-152, which discloses that the oath or declaration is deficient. A SUBSTITUTE OATH OR DECLARATION IS REQUIRED.

☒ Applicant MUST submit NEW FORMAL DRAWINGS

☐ because the originally filed drawings were declared by applicant to be informal.

☒ including changes required by the Notice of Draftsperson's Patent Drawing Review, PTO-948, attached hereto or to Paper No. 9

☒ including changes required by the proposed drawing correction filed on Jun 14, 2000, which has been approved by the examiner.

☐ including changes required by the attached Examiner's Amendment/Comment.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the reverse side of the drawings. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson.

☐ Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Any response to this letter should include, in the upper right hand corner, the APPLICATION NUMBER (SERIES CODE/SERIAL NUMBER). If applicant has received a Notice of Allowance and Issue Fee Due, the ISSUE BATCH NUMBER and DATE of the NOTICE OF ALLOWANCE should also be included.

Attachment(s)

☐ Notice of References Cited, PTO-892

☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____

☐ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

☐ Interview Summary, PTO-413

☒ Examiner's Amendment/Comment

☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

☐ Examiner's Statement of Reasons for Allowance

Art Unit: 3727

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given during a telephone interview with Mr. Gerald Levy on June 29, 2000. During the interview, Mr. Levy authorized the addition of limitations to claim 83 which recite the position of the reclosable tape with respect to the bag walls. Claim 83 has been rewritten as claim 85. Mr. Levy was questioned as to what the broken line in Figure 15 was intended to indicate. He stated that it was a response to the last objection in paragraph 3 of the last Office Action. However, he decided that the "indicated lines" would not be visible in Figure 15 and that the broken line should not be included. Instead, "(FIG.15)" should be deleted from line 15 on page 22. The drawing changes are otherwise approved.

2. The application has been amended as follows:

(1) Claim 83 has been canceled, and the following claim has been substituted for it:

~~83.~~ 85. A snack bag comprising:

a reclosable tape secured to the inside surfaces of opposing bag walls;
said reclosable tape having a reclosable interlocked fastener connected to said tape;
said tape having a loop having a fold;
said loop having an inside loop surface;
said reclosable interlocked fastener being connected to the inside surface of said loop;
said inside loop surface being non-sealable; and
further comprising a thin sealant layer disposed above said reclosable tape on the inside surfaces of said opposing bag walls to provide for ease of opening said snack bag.

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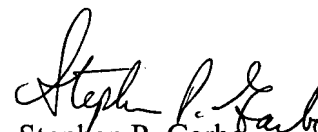
Art Unit: 3727

- (2) Claims 30, 32, 33, and 42-43 have been canceled because they are directed to a non-elected invention.
- (3) The first two lines on page 1 of the written description have been canceled.
- (4) The first five lines under "Background of the Invention" through "James R. Johnson" on page 1 of the written description have been canceled.
- (5) The following sentence has been inserted on the first page of the written description after the title:

E²

--This application is a division of U.S. Application No. 08/899,434, filed July 24, 1997, which claims the benefit of U.S. Provisional Application No. 60/022,353, filed July 24, 1996; U.S. Provisional Application No. 60/036,186, filed January 18, 1997; and U.S. Provisional Application No. 60/035,051, filed January 22, 1997.--

- (6) On page 22, line 15, "(FIG. 15)" was deleted.
3. In order to reduce pendency and avoid potential delays, Group 3720 is encouraging FAXing of responses to Office Actions directly into the Group at (703)305-3579 or 3580. This practice may be used for filing papers not requiring a fee. It may also be used for filing papers which require a fee by applicants who authorize charges to a PTO deposit account. Please identify the examiner and art unit at the top of your cover sheet. Papers submitted via FAX into group 3720 will be promptly forwarded to the examiner. Any inquiry concerning this communication should be directed to Stephen Garbe at telephone number (703) 308-1207.


Stephen P. Garbe
Primary Examiner
Group 3720